

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

JENNIFER P. SCHWEICKERT

Plaintiff,

v.

HUNTS POINT VENTURES, INC.; HUNTS
POINT VENTURE GROUP, LLC; JOHN DU
WORS; and DOES 1-4,

Defendants

Case No. 13-cv-675RSM

CASCADE CAPITAL GROUP, LLC'S
RESPONSE TO ORDER TO SHOW
CAUSE

The Receiver Cascade Capital Group, LLC (the "Receiver") of Hunts Point Ventures, Inc. ("HPV Inc."), submits this Response to the Court's Order to Show Cause (ECF No. 99), which ordered Defendants Hunts Point Ventures Inc., and Hunts Point Venture Group, LLC to show cause why default should not be entered against them on account of their lack of representation. The Receiver does not oppose the entry of a default order.

Hunts Point Venture Group, LLC has been an inactive corporation since July 1, 2013, and to the best of the Receiver's knowledge, never had any assets. HPV Inc. is an insolvent corporation that was placed into receivership in late 2013 pursuant to the provisions of RCW 7.08 and RCW 7.60. The Receiver has solicited claims from HPV Inc. creditors under RCW 7.60.200. Jennifer Schweickert submitted an unsecured claim in the principal amount of

1 \$200,000 with interest and other fees totaling \$393,540. The promissory note that is the subject
 2 of the instant litigation is the principal basis for her claim. To date, there have been no
 3 objections to Ms. Schweickert's claim in the receivership action. Should HPV Inc. have
 4 sufficient funds to make a distribution to unsecured creditors, Ms. Schweickert would receive her
 5 pro-rata share pursuant to RCW 7.60.230. The entry of a default order against HPV Inc. would
 6 largely duplicate the claim already submitted by Ms. Schweickert. A judgment from another
 7 court, upon being filed in the general receivership, is treated as an allowed claim; however, it is
 8 not a lien on property or funds of the receivership, nor shall any execution issue thereon. RCW
 9 7.60.160(7). Given these facts, the Receiver did not wish to expend scarce resources in
 10 defending the present litigation, when it would have little impact on the receivership action. For
 11 these reasons, the Receiver does not oppose the entry of a default order in this matter.
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13 DATED this 31st day of December, 20

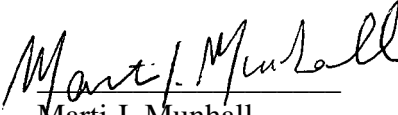


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 16 Diana K. Carey, WSBA #16239
 17 Stephanie R. Lakinski, WSBA #46391
 18 Of Karr Tuttle Campbell
 19 Attorneys for Cascade Capital Group, LLC
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DECLARATION OF SERVICE

I Marti J. Munhall, hereby declare that I am an employee of Karr Tuttle Campbell and that I served the foregoing CASCADE CAPITAL GROUP, LLC'S RESPONSE TO ORDER TO SHOW CAUSE, to all parties who receive information/documentation via CM/ECF.

Dated: December 31, 2014

By: 
Marti J. Munhall